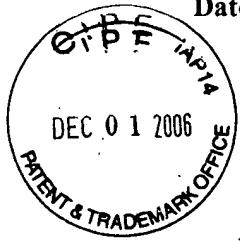


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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS : Warne et al

SERIAL NUMBER: 10/663,264

EXAMINER: Bruce D. Hissong

FILING DATE : September 16, 2003

ART UNIT: 1646

FOR : DELAYED RELEASE FORMULATIONS FOR ORAL
ADMINISTRATION OF A POLYPEPTIDE THERAPEUTIC AGENT
AND METHODS OF USING SAME

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NOTICE OF APPEAL

Applicants appeal to the Board of Patent Appeals and Interferences from the Examiner's June 1, 2006 Office Action finally rejecting claims 5-12, 17-26, 28-41 and 53-55 in the above-identified application. A check in the amount of \$500.00 for filing this Notice of Appeal is enclosed as required by 37 CFR § 1.17(b).

With the accompanying petition and fee for extending for three months the time for responding to the June 1, 2006 Office Action, the Notice of Appeal is due on or before December 1, 2006.

Please charge any additional fees or credit any overpayment of same to Deposit Account No. 50-0311 (Reference No. 22058-544).

Respectfully submitted,

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Dated: December 1, 2006